



3763

#5

Docket: 10806-60A

**CERTIFICATE OF MAILING**

I hereby certify that this paper is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Box Non-Fee Amendment; Assistant Commissioner for Patents, Washington, DC 20231 on November 16, 2001.

*Lynne W. Moore*

Lynne W. Moore

PATENT

*Election*  
*J. Byce*  
JAN 29 2002  
TC 3100 MAIL ROOM

**IN THE UNITED STATES PATENT & TRADEMARK OFFICE**

Applicants: Mikael Forsberg, et al.

Serial No.: 09/785,831

: Group Art Unit: 3763

Filed: February 16, 2001

: Examiner: Jeremy T. Thissell

For: **PREFILLED AMPOULES AND MANUFACTURE THEREOF**

**RESPONSE TO RESTRICTION REQUIREMENT**

Box Non-Fee Amendment  
Assistant Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

In the Official Action dated October 19, 2001, the Examiner required restriction under 35 USC 121 to one of the following two inventions:

Invention I: Claims 1-20 and 97-100, drawn to a syringe type ampoule, classified in class 604, subclass 232; and

Invention II: Claims 21-28, 79, 101 and 102, drawn to a method of manufacturing an ampoule, classified in class 141, subclass 31.

Applicant hereby elects Invention II comprising claims 21-28, 79, 101 and 102. This election is made with traverse on the basis that it would not be unduly burdensome for the Examiner to examine all of the claims in this application. Accordingly, reconsideration of the restriction requirement is requested.

It is believed that the above represents a complete response to the restriction requirement,  
and further examination on the merits is requested.

Respectfully submitted,

By Stephen S. Wentsler

Stephen S. Wentsler  
Registration No. 46,403  
DINSMORE & SHOHL LLP  
1900 Chemed Center  
255 East Fifth Street  
Cincinnati, Ohio 45202  
(513) 977-8683

734742v1